

The Honorable Richard A. Jones

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

395 LAMPE, LLC, a Nevada limited
liability company,

Plaintiff/
Counterclaim Defendant

v.

KAWISH, LLC, a Washington limited
liability company; and TIMOTHY L.
BLIXSETH and JANE DOE BLIXSETH,
husband and wife,

Defendants/
Counterclaim Plaintiffs/
Third-Party Plaintiffs,

v.

WAYNE L. PRIM, an individual residing
in Nevada; THE BLACKSTONE
CORPORATION, a Washington
corporation; PRIM 1988 REVOCABLE
TRUST, a private trust; and OVERLOOK
PARTNERS, LLC, a Washington limited
liability company,

Third-Party Defendants.

Case No. 2:12-cv-01503-RAJ

DECLARATION OF AUSTIN K.
SWEET IN SUPPORT OF 395
LAMPE'S MOTION TO DISMISS OR
STAY

**NOTE ON MOTION CALENDAR:
OCTOBER 26, 2012**

ORAL ARGUMENT REQUESTED

1 I, Austin K. Sweet, Esq., declare under penalty of perjury:

2 1. That I am eighteen years of age or older and a resident of Washoe County,
3 Nevada.

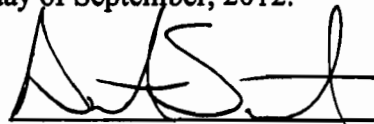
4 2. That I am an attorney with the Gunderson Law Firm and represent 395
5 Lampe, LLC, a Nevada limited liability company.

6 3. I have personal knowledge of the matters stated in this declaration.

7 4. Each of the exhibits attached to this declaration, filed in support of 395
8 Lampe's Motion to Dismiss or Stay, is a true and correct copy of the document it
9 purports to be, as maintained in our files and records in the regular course of business.

10 5. All matters contained in this declaration are true and correct, except as to
11 those matters stated upon information and belief, and as to those matters I believe them to
12 be true and correct.

13 Executed at Reno, Nevada this 28th day of September, 2012.

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16 AUSTIN K. SWEET
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CERTIFICATE OF SERVICE

I hereby certify that on the 28th day of September, 2012,

1. I caused to be electronically filed the foregoing DECLARATION OF AUSTIN K. SWEET IN SUPPORT OF MOTION TO DISMISS OR STAY with the Clerk of the Court using the CM/ECF System which will send notification of such filing to the following: **Paul E. Brain, Attorney for Plaintiff, Thomas Scott Linde, Attorney for Blackstone Corporation,**
2. I hereby certify that I have mailed by United States Postal Service the foregoing to the following non-CM/ECF participants at the address listed below: **None.**
3. I hereby certify that I have mailed by United States Postal Service the document to the following CM/ECF participants at the address listed below: **None.**
4. I hereby certify that I have hand-delivered the document to the following participants at the addresses listed below: **None.**

s/ Jody M. McCormick

Jody M. McCormick, WSBA No. 26351
Attorneys for 395 Lampe, LLC
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